

REMARKS

Claims 1, 3, and 6-8 are pending. By this response, claims 1 and 6 are amended, claims 4 and 5 are canceled, and claims 7 and 8 added. Reconsideration and allowance based on the above amendments and following remarks are respectfully requested.

Claims 1 and 3-5 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Kushita (US 6,570,689), Numata (JP 2002-280950) and Lilja (US 5,991,640) and claim 6 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Kushita in view of Numata. These rejections are respectfully traversed.

Each of independent claims 1 and 6 refer to an automatic establishment of a Bluetooth communication between a first terminal and a second terminal. Both the first terminal and second terminal automatically check for the setting of the first terminal in a holder. If the first terminal is set in a holder then the first and second Bluetooth modules in the first and second terminals, respectively, are started and communication begins between the first and second terminals. There is no user intervention in this action after setting the first terminal into the holder.

The Examiner relies upon Kushita to teach the communication between the first and second terminal. A secondary reference Numata is relied upon to teach the use of Bluetooth communication while a third reference Lilja is provided to teach the charging of a cradle.

Applicant respectfully submits that the main reference relied upon, Kushita, does not automatically perform communication between a first and second terminal as claimed by Applicant. Kushita teaches that a portable phone communicates with an automobile system by first initiating a button key 107 to begin the communication. See Col. 3, lines 5-10 and Col. 5, lines 45-53. This must be done even if the portable phone is attached to a cradle. The cradle merely acts as a means of hands-free communication.

Thus, Kushita does not teach automatically performing the communication when the portable phone is set into the cradle. Therefore, Kushita does not teach Applicant's claimed features as recited in independent claims 1 and 6.

Even if Numata's teachings are combined with Kushita's teachings, only the communication means is modified (infra-red to Bluetooth) not the manner in which communication is obtained or initiated. Further, Lilja's cradle assembly does not remedy the deficiencies of Kushita and Numata.

Therefore, the combination of Kushita with Numata or Numata and Lilja fail to teach Applicant's claimed features as recited in independent claims 1 and 6.

Further, dependent claims 7 and 8 recite "the second terminal, prior to connection to the first terminal, provides information regarding all connectable devices and displays a list of all connectable devices, where the user selects from the list one of the connectable devices as the first terminal to which to establish a connection." Applicant respectfully submits that the combination of references fails to teach this feature.

Therefore, in view of the above, Applicant respectfully requests reconsideration and withdrawal of the rejections.

Conclusion

For at least the above reasons, Applicant respectfully submits claims 1, 3, and 6-8 are distinguishable over the cited art. Favorable consideration and prompt allowance are earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Chad J. Billings Reg. No. 48,917 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.


Application No. 10/810,903
Amendment dated February 25, 2008
After Final Office Action of December 13, 2007

Docket No.: 1163-0502PUS1

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: February 25, 2008

Respectfully submitted,

By 
Chad J. Billings
Registration No.: 48,917
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road, Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant